

EXHIBIT 4

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

SOVERAIN SOFTWARE LLC,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 6:07-CV-00511-LED
)	
CDW CORPORATION, NEWEGG INC.,)	
REDCATS USA, INC., SYSTEMAX)	
INC.; ZAPPOS.COM, INC., REDCATS)	
USA, L.P., THE SPORTSMAN'S)	
GUIDE, INC., and TIGERDIRECT,)	
INC.,)	
)	
Defendants.)	

DEFENDANT NEWEGG, INC.'S INITIAL DISCLOSURES

Pursuant to Paragraph 1 of the Discovery Order (Court Docket No. 91) in this action, defendant Newegg, Inc. ("Newegg" or "Defendant") makes the following initial disclosures of information. These disclosures are based on Newegg's current knowledge, information and belief. This action is currently in its preliminary stages, Newegg's investigations are ongoing, trial is not scheduled to begin until slightly less than two years from now (on February 8, 2010), and Newegg accordingly reserves the right to supplement these disclosures as it discovers new information.

A. Identification of the parties to the lawsuit

On information and belief, plaintiff Soverain Software LLC ("Soverain") is a Delaware limited liability company with its principal place of business at 233 South Wacker Drive, Suite 3970, Chicago, IL 60606; defendant CDW Corporation is an Illinois corporation with its principal place of business at 200 N. Milwaukee Ave., Vernon Hills, IL 60061. Defendant Newegg is a Delaware corporation with a principal place of business at 16839 E. Gale Ave., City

existence of the NetMarket System to the USPTO for consideration in the applications leading to the '314 and '492 patents and the parent application to the '639 patent – which issued as U.S. Pat. No. 5,708,780 and contains claims directly related to those in the '639 patent. Newegg is accordingly entitled to a declaration by the Court that the patents-in-suit are unenforceable because of inequitable conduct.

D. Identification of persons likely to have knowledge of relevant facts, connection with the case, and brief summary of the substance of such information

The following persons are likely to have knowledge of facts relevant to this action.

Name, address and telephone number	Connection with the case and summary of substance of information likely known
James Wu Newegg Inc. 16839 E. Gale Ave. City of Industry, CA 91745 This person may be contacted through Marshall, Gerstein & Borun LLP	Likely to have knowledge of facts relating to development, design and operation of Newegg website
Lucy Huo Newegg Inc. 16839 E. Gale Ave. City of Industry, CA 91745 This person may be contacted through Marshall, Gerstein & Borun LLP	Likely to have knowledge of facts relating to design of Newegg website
Rick Quiroga Newegg Inc. 16839 E. Gale Ave. City of Industry, CA 91745 This person may be contacted through Marshall, Gerstein & Borun LLP	Likely to have knowledge of facts relating to finances, revenues, costs, and profits associated with Newegg website
Katherine Wolanyk Soverain Software LLC 233 South Wacker Drive, Suite 3970 Chicago, IL 60606 Phone: (312) 715-1500	Likely to have information pertaining to the ownership of the patents in suit, licensing of those patents, and Soverain's business and intellectual property

Name, address and telephone number	Connection with the case and summary of substance of information likely known
David J. Mackie 21 Wormwood St. Boston, MA 02210-1627 Phone: (617) 670-2893	Initially named inventor of U.S. Patent Nos. 5,909,492 and 5,715,314 and is likely to have information concerning the development of the subject matter claimed in those patents
Thomas M. Levergood The Levergood Group, Inc. 9 North Street Hopkinton, MA 01748-1028 Phone: (508) 497-2417	Named inventor of U.S. Patent Nos. 5,708,780 and 7,272,639 and is likely to have information concerning the development of the subject matter claimed in those patents
Lawrence C. Stewart 7 Erwin Road Wayland, MA 01778-2502 Phone: (508) 358-4167	Named inventor of U.S. Patent Nos. 5,909,492, 5,715,314, 5,708,780 and 7,272,639 and is likely to have information concerning the development of the subject matter claimed in those patents, and likely to have information about Open Market, Inc.
G. Winfield Treese 11 Erwin Road Wayland, MA 01778-2502 Phone: (508) 358-0746	Named inventor of U.S. Patent Nos. 5,708,780 and 7,272,639 and is likely to have information concerning the development of the subject matter claimed in those patents, and likely to have information about Open Market, Inc.
Andrew C. Payne (home) 83 Tower Road Lincoln, MA 01773-3304 Phone: (781) 259-9875	Named inventor of U.S. Patent Nos. 5,909,492, 5,715,314, 5,708,780 and 7,272,639 and is likely to have information concerning the development of the subject matter claimed in those patents, and likely to have information about Open Market, Inc.
Stephen Jeffrey Morris 84 South Shaker Road Harvard, Massachusetts 01451 Phone: (978) 772-4948	Mr. Morris is a named inventor of U.S. Patent Nos. 5,708,780 and 7,272,639 and is likely to have information concerning the development of the subject matter claimed in those patents
David K. Gifford 26 Pigeon Hill Road Weston, MA 02493-1640 Phone: (781) 647-0637	Likely to have information regarding prior art and Open Market, Inc.

Name, address and telephone number	Connection with the case and summary of substance of information likely known
All persons that testified by deposition in the lawsuit <i>Soverain Software LLC v. Amazon.com, Inc.</i> , Case No. 6-04CV-14 (E.D. Tex.)	Likely to have knowledge of facts relating to the subject matter disclosed in his or her deposition testimony
All persons identified as potential witnesses or disclosed as individuals with knowledge of relevant facts in the lawsuit <i>Soverain Software LLC v. Amazon.com, Inc.</i> , Case No. 6-04CV-14 (E.D. Tex.)	Likely to have knowledge of facts relating to the subject matter upon which the individual was identified as having knowledge during the prior litigation
All authors and inventors of prior art listed of record in the patent prosecution and reexamination of the patents-in-suit or indemnified in the invalidity contentions of any party	Likely to have knowledge of the substance of the prior art as to which each author or inventor is named and all relevant dates and facts thereto
All licensees or alleged licensees of the patents-in-suit	Likely to have information regarding the licensing of the patents-in-suit, products or processes sold pursuant to any such licenses, and marking of those products or processes
Open Market, Inc.	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Devine, Inc.	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Divine Technology Ventures	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Saratoga DMS, LLC	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Data Return Managed Services LLC	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Conor Robert Patent Holdings, LLC	Likely to have information regarding prior art and/or ownership of the patents-in-suit
Soverain Software LLC	Likely to have information regarding prior art and/or ownership of the patents-in-suit

Name, address and telephone number	Connection with the case and summary of substance of information likely known
Robert A. Pressman Bramson & Pressman 1100 E. Hector Street Suite 410 Conshohocken, PA 19428 Phone: (610) 260-4444	Likely to have information regarding the licensing of the patents-in-suit
Casey Andrysiak Soverain Software LLC 233 South Wacker Drive, Suite 3970 Chicago, IL 60606 Telephone: (312) 715-1500	Likely to have information pertaining to Soverain's business
Robert S. Bramson Bramson & Pressman 1100 E. Hector Street Suite 410 Conshohocken, PA 19428 Phone: (610) 260-4444	Likely to have information regarding the licensing of the patents-in-suit
Jeffrey Bussgang	Likely to have information pertaining to Open Market, Inc.
Maria Costanzo Soverain Software LLC 233 South Wacker Drive, Suite 3970 Chicago, IL 60606 Telephone: (312) 715-1500	Likely to have information regarding the licensing of the patents-in-suit
Gary Eichhorn Eichhorn Group LLC P.O. Box 2060 Dennis, MA 02638 Phone: (508) 353-4714	Likely to have information pertaining to Open Market, Inc.
Paul Esdale 101 Rogers Street Cambridge, MA 02142 Phone: (617) 761-6380	Likely to have information pertaining to Open Market, Inc.

Name, address and telephone number	Connection with the case and summary of substance of information likely known
Shikhar Ghosh 388 Warren Street Brookline, MA 02445 Phone: (617) 953-0787	Likely to have information pertaining to Open Market, Inc.
Gail L. Grant	Likely to have information pertaining to Open Market, Inc.
Christian Oberbeck	Likely to have information pertaining to Saratoga DMS, LLC
Eric Penson	Likely to have information pertaining to Open Market, Inc.
Robert Weinberger	Likely to have information pertaining to Open Market, Inc.

Discovery and Newegg's investigation of this matter are ongoing. Accordingly, Newegg reserves the right to supplement these disclosures in accordance with the Federal Rules of Civil Procedure and the Local Court Rules. Newegg further identifies, and incorporates by reference, all persons identified in the documents and things that have been and will be produced in this lawsuit, all persons identified in discovery responses, and all persons identified in depositions or in briefs or any supporting documents in this action. Newegg further identifies, and incorporates by reference herein, all individuals disclosed by any other party in their disclosures in this action.

E. Indemnity and insuring agreements

Newegg is not presently aware of any indemnity or insuring agreements under which any person or entity may be liable to satisfy part or all of a judgment entered in this action or to indemnify or reimburse for payments made to satisfy such a judgment.

F. Settlement agreements

Newegg is not party to any settlement agreements relevant to the subject matter of this action.

G. Statements of Any Party to the Litigation

To the extent any written statements by any party to the litigation are in Newegg's possession, custody, or control (which Newegg is not currently aware of) and are found after a reasonable search for documents, things and electronically stored information, they will be produced on May 6, 2008.

Respectfully submitted,

Dated: March 20, 2008

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **DEFENDANT NEWEGG, INC.'S INITIAL DISCLOSURES** has been served on the following counsel via email and U.S. Mail on March 20, 2008:

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